



COMMONWEALTH of VIRGINIA

Office of the Attorney General

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MEMORANDUM

To: Kyle Flanders
Policy Analyst
Department of Housing and Community Development

From: Justin I. Bell
Assistant Attorney General

Date: August 29, 2018

Subject: Letter of Authority for Amendments to Enterprise Zone Grant Program Regulation, 13 VAC 5 – 112.

I have reviewed the Department of Housing and Community Development's ("DHCD") proposed Amendments to Enterprise Zone Grant Program Regulation, 13 VAC 5 – 12. In my view, the DHCD has the authority to promulgate these amendments pursuant to § 59.1-541 of the *Code of Virginia*, and further that these amendments are exempt from the requirements of the Administrative Process Act pursuant to § 2.2-4006(A)(4) of the *Code of Virginia*.

This memorandum addresses legal matters only and is not intended to serve, nor should it be construed, as a comment for or against the merits of the proposed regulations.